

March 27, 1973

PRESIDENT: Senator Cavanaugh, another question from Senator Nore, please?

SENATOR CAVANAUGH: Yes. Yes, Senator Nore.

SENATOR NORE: What would happen if we just kill the bill?

SENATOR CAVANAUGH: Then Federal...the Federal government would have jurisdiction in all these cases.

PRESIDENT: All right. Now we are back to the original Carpenter amendment and we'll try to divide the question here. The first issue of the amendment relates to what, Vince?

CLERK: The first one would be Section 1, line 11, strike "15" and insert "50".

PRESIDENT: Would be the number of employees. Now, Senator Carpenter, we are taking up the first number there which would be raising the number of employees from 15 to 50.

SENATOR CARPENTER: I'll accept any amendment anybody wants to offer that they will accept collectively.

PRESIDENT: All right. Now, is there any further discussion of that section of the Senator Carpenter amendment? Senator Cavanaugh or Senator Fowler.

SENATOR CAVANAUGH: Well, I would have a question of Senator Carpenter.

PRESIDENT: OK. Senator Carpenter, will you yield to a question?

SENATOR CARPENTER: Go ahead.

SENATOR CAVANAUGH: Do you, either not believe my explanation of what the state of the law is, or is your intent here that you would prefer to have employers of less than 50 under Federal rather than state jurisdiction in these matters?

SENATOR CARPENTER: Speaking for myself as an employer, I see no difference between the Federal government and the state. One knows what they are doing and the other one don't, generally doesn't know what they are doing.

SENATOR CAVANAUGH: Well, you are expressing a preference here in amending the bill, though.

SENATOR CARPENTER: Well, you are asking me what I position. I say, I just as soon have the Federal as the state.

SENATOR CAVANAUGH: OK. Thank you.

PRESIDENT: Now, Senator Fowler. Do you want to...speaking here on just the numbers.

SENATOR FOWLER: OK. Well, as I explained originally, this 25 to 15 was in the federal government. Changes done last year. They take affect March of this year. If we do not pass this bill or if we adopt the Carpenter amendment, anything between 15 and 25 or 15 and 50, if a person feels a grief, he can file with the Federal Equal Opportunity Commission and they will handle the case. If we keep it at 15, they file with the Federal EOC. The Federal government has to defer to the state government. So, it is a question of whose controlling, the state or federal officials.

PRESIDENT: Senator Kelly, do you have input on this particular issue. The question then is do you want to adopt the Carpenter amendment which would change then the figure from 15 to 50. All those in favor, say aye. Well, we are going to vote on it. All those in favor of the Carpenter amendment which would change the figure from 15 to 50 vote aye.